

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF INDIA

Ministry of Petroleum, Chemicals, Mines and Metals

(Department of Mines and Metals)

Office of the Controller of Mining Leases

Order

CML-(Z-45, 59, 85, 92, 101, 139, 153, 556, 557, 558)/70-G

Under the Mines and Minerals (Regulation and Development) Act, 1957 and the Rules made thereunder.

This is a case for modification of the terms and conditions of the undermentioned mining leases of Oxide of Iron and Manganese held by Shri Zoiram Bicaji Neugui of Mapuca, Goa, so as to bring these leases into conformity with the provisions of the Mines and Minerals (Regulation and Development) Act, 1957 (hereinafter called the 1957 Act), and the Rules made thereunder.

Case No.	Number and date of title	Minerals	Name of the mine	Area in hectares
Z-45	6 of 27-1-1950 T. T. 8-8-1950	Oxide of Iron and Manganese	Godbodo	38.8173
Z-59	20 of 21-4-1950 T. T. 3-9-1959	Oxide of Iron and Manganese	Udo don-gor	100.0000
Z-85	4 of 2-2-1951	Oxide of Iron and Manganese	Vaga-gholl	25.9600
Z-92	11 of 23-2-1951 T. T. 14-12-1955	Oxide of Iron and Manganese	Avlia-dongor	79.3180
Z-101	21 of 19-3-1951 T. T. 10-9-1955	Oxide of Iron and Manganese	Maidan-cho tembo Candalan-che mol or Gormodi	86.3600
Z-139	59 of 3-9-1951 T. T. 16-11-1955	Oxide of Iron and Manganese	Tembecho dongor	99.3700
Z-153	3 of 11-1-1952 T. T. 3-8-1959	Oxide of Iron and Manganese	Cormol-dad-dongor	89.7400
Z-556	16 of 3-5-1957	Oxide of Iron and Manganese	Malca-pona e ter. adjts.	98.9800
Z-557	17 of 13-5-1957	Oxide of Iron and Manganese	Cuntie-codil ou Agadav-ril Moddi etc.	96.4600
Z-558	18 of 13-5-1957	Oxide of Iron and Manganese	Moticho dongor	103.6900

Notices were served on the lessee, in accordance with the aforesaid Rules, in which the proposed modifications were conveyed to him.

The lessee has agreed to the proposed modifications subject to the condition that in the event that the contentions of the mine-owners that theirs were concessions and not leases, and as such they can not be modified, was upheld by Court ruling, he shall be free to claim relief, irrespective of his acceptance to the proposed modifications.

The lessee may seek any relief which may be available to him in accordance with law in that eventuality.

In view of the above, the leases stand modified as under:—

1. The period of the leases shall be twenty years commencing from the 15th January, 1966, in all the cases.
2. The dead rent shall be payable as specified in the Schedule below:—

Period of the mining lease	Rate of dead rent per hectare
1. 1st year	Nil
2. 2nd year to 5th year	Rs. 12-50
3. 6th year to 10th year	Rs. 25-00
4. 11th year onwards.	Rs. 37-50

(a) Those leases which are in operation for less than one year as on 1-4-68 enjoy the benefit of «nil» dead rent for the balance period to make up one year in all and thereafter are charged at the rate of Rs. 12-50 per hectare for four more years, after which they shall be liable to pay at the rate of Rs. 25-00 per hectare for next five years and at the rate of Rs. 37-50 per hectare thereafter, and

(b) Those leases which are in operation for more than one year as on 1-4-68 should have the benefit of dead rent at the rate of Rs. 12-50 per hectare for four more years after which they may be called upon to pay at the rate of Rs. 25-00 per hectare for next 5 years and at the rate of Rs. 37-50 per hectare thereafter.

3. The royalty shall be payable in respect of any mineral removed by the lessee from the leased area after 15-1-66 at the rate for the time being specified in the Second Schedule of the 1957 Act, in respect of that mineral.

4. It is further clarified that the royalty shall be paid in accordance with Section 9 of the 1957 Act, instead of according to the stipulations in the lease deeds. The royalty, the dead rent, surface rent etc. for the period prior to 15-1-66 shall be paid as may be determined or ordered by the Government.

5. The lessee shall also pay, for the surface area used by him for the purpose of mining operations, surface rent and water rate at such rate, not exceeding the land revenue, water and cesses assessable on the land, as may be specified by the State Government.

6. The total area, covered by all the above mentioned leases, is within the limit specified in the 1957 Act and hence requires no modifications.

7. The following clause shall be deemed to be inserted in the aforesaid lease deeds and shall form part thereof:

“except for the modifications made by this order, the lease shall be subject to the rules made or deemed to have been made under Section 13 and 18 of the Mines and Minerals (Regulation and Development) Act, 1957 and orders and Notifications published by the Government of India, from time to time”.

This order shall be published in the Official Gazette of the Government of Goa, Daman and Diu. A copy each of the order shall be sent to the lessee and to the State Government. A copy of this Order shall be placed in the respective case-files.

G. V. D. Upadhyaya, Controller of Mining Leases.

Dated 29th May, 1970.

Order

CML-(Z763)/70-G

Under the Mines and Minerals (Regulation and Development) Act, 1957 and the Rules made thereunder.

This is a case for modification of the terms and conditions of the undermentioned mining leases of Oxide of Iron held by Shri Krishna Wamana Kenny, Panaji, Goa, so as to bring the lease into conformity with the provisions of the Mines and Minerals (Regulation and Development) Act, 1957 (hereinafter called the 1957 Act), and the Rules made thereunder.

Case No.	Number and date of title	Mineral	Name of the mine	Area in hectares
Z-763	84 of 14-12-1959	Oxide of Iron	Vissanvarshi Dhat etc.	46.2700

Notices were served on the lessee, in accordance with the aforesaid Rules, in which the proposed modifications were conveyed to him.

The lessee did not raise any objection to the proposed modifications. Hence, the lease stands modified as follows:—

1. The period of the leases shall be thirty years commencing from the 15th January, 1966, in all the cases.

2. The dead rent shall be payable as specified in the Schedule below:—

Period of the mining lease	Rate of the dead rent per hectare
1. 1st year	Nil
2. 2nd year to the 5th year	Rs. 12-50
3. 6th year to 10th year	Rs. 25-00
4. 11th year onwards	Rs. 37-50

(a) Those leases which are in operation for less than one year as on 1-4-68 enjoy the benefit of «nil» dead rent for the balance period to make up one year in all and thereafter are charged at the rate of Rs. 12-50 per hectare for four more years, after which they shall be liable to pay at the rate of Rs. 25-00 per hectare for next five years and the rate of Rs. 37-50 per hectare thereafter, and

(b) Those leases which are in operation for more than one year as on 1-4-68 should have the benefit of dead rent at the rate of Rs. 12-50 per hectare for four more years after which they may be called upon to pay at the rate of Rs. 25-00 per hectare for next 5 years and at the rate of Rs. 37-50 per hectare thereafter.

3. The royalty shall be payable in respect of any mineral removed by the lessee from the leased area after 15-1-66 at the rate for the time being specified in the Second Schedule of the 1957 Act, in respect of that mineral.

4. It is further clarified that the royalty shall be paid in accordance with Section 9 of the 1957 Act, instead of according to the stipulations in the lease deed. The royalty, the dead rent, surface rent etc. for the period prior to 15-1-66 shall be paid as may be determined or ordered by the Government.

5. The lessee shall also pay, for the surface area used by him for the purpose of mining operations, surface rent and water rate at such rate, not exceeding the land revenue, water and cesses assessable on the land, as may be specified by the State Government.

6. The total area, covered by all the above mentioned leases, is within the limit specified in the 1957 Act and hence requires no modification.

7. The following clause shall be deemed to be inserted in the aforesaid lease deed and shall form part thereof:

“except for the modifications made by this order, the lease shall be subject to the rules made or deemed to have been made under Section 13 and 18 of the Mines and Minerals (Regulation and Development) Act, 1957 and orders and Notifications published by the Government of India, from time to time”.

This order shall be published in the Official Gazette of the Government of Goa, Daman and Diu and copies thereof sent to the lessee and to the State Government. Copy each of this Order shall be placed in all the respective case-files.

The reasons for this Order have been embodied in the case-files and a copy each shall be forwarded to the lessee and the State Government.

G. V. D. Upadhyaya, Controller of Mining Leases.

Dated 19th May, 1970.

GOVERNMENT OF GOA, DAMAN AND DIU

Special Department

Order

SPL/GDDCS/39/68

In cancellation of the order of even number dated 9th July, 1970, published in Official Gazette, Series II, No. 16, dated 16th July, 1970, Shri S. R. Arya, I.A.S. (U.T.) is appointed as Commissioner, Labour and Employment, in the pay scale of Rs. 900-1250, against the post created under Government Order No. 1-13-70-SAD dated 12th August, 1970, with effect from the date he took over as Commissioner for Employment and Manpower.

The post of Labour Commissioner included in Schedule to the Goa, Daman and Diu Civil Service Rules, 1967, as a Grade II post is hereby held in abeyance.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. H. Sakhalakar, Deputy Secretary (Appointments).

Panaji, 12th August, 1970.

Order

SPI-PER-359

This Administration's Order of even number dated 12th June, 1970, published in Official Gazette no. 13, Series II, dated 25th June, 1970, appointing Shri P. S. Nerurkar, on deputation from the Government of Maharashtra, to the Grade II post of Labour Commissioner in the Goa, Daman and Diu Civil Service with effect from the date of joining, should be treated as cancelled.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. H. Sakhalakar, Deputy Secretary, (Appointments).

Panaji, 12th August, 1970.

Order

2-53-67-SPL

Shri J. S. Gill, Nautical Surveyor, is hereby appointed as Captain of Ports, Goa, *vice* Shri S. B. Bhaman, transferred to the Directorate General of Shipping, Bombay, with effect from the date he takes over as Surveyor-in-charge, Mercantile Marine Department, Marmagao, and until further orders.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. H. Sakhalakar, Deputy Secretary (Appointments).

Panaji, 14th August, 1970.

Corrigendum

SPL/GDDCS/39/68

In the Order of even number dated 12th August, 1970, the words «with effect from the date he took over as Commissioner for Employment and Manpower» appearing at the end of para one, may be read as «with effect from the date he took over as Commissioner, Labour and Employment».

V. H. Sakhalakar, Deputy Secretary (Appointments).

Panaji, 17th August, 1970.

Home Department 'A'

Office of the District Magistrate of Goa

MAG/MIS/141-70/178

To

The Public Generally,

Since the situation in Panaji town has become normal and there is no further apprehension of any disturbance tanking place, my Order no. MAG/Misc/141-70/157 dated 18th August, 1970 under Section 144 of the Criminal Procedure Code is being withdrawn. The order shall cease to be effective from 12 noon of 22nd August, 1970.

P. S. Bhatnagar, District Magistrate.

Panaji, 22nd August, 1970.

Finance (Revenue) Department

Notification

Fin(Rev)/2-41/part/2/1828/70

In exercise of the powers conferred by sub-section (3) of Section 5 of the Goa, Daman and Diu Entertainment Tax Act, 1964, Government is hereby pleased to exempt from the payment of Entertainment Tax the screening of the film «That Darn Cat» on September, 18, 1970 at 6.30 p. m. at Cine National, Panaji, by the Association of Engineers, Goa.

The exemption is subject to the condition that the entire proceeds are credited to the funds of the Association of Engineers, Goa and shall be utilized for the activities of the Association.

All the tickets proposed to be sold for this show should bear the seal of the prescribed officer or of his office.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. G. Sathe, Under Secretary (Finance).

Panaji, 11th August, 1970.

Revenue Department

Directorate of Civil Administration

Order

Shri Esvonta Bhau Dubhaxi, is appointed as Substitute President of the Managing Committee of the Comunidade of Candola.

P. S. Bhatnagar, Collector and D.C.A.

Panaji, 14th August, 1970.

Order

The following persons are appointed under the proposal of the Administrator of Comunidades of Salcete, members of the Managing Committee for the current triennium 1968-71:

Assolna

President: Dr. Gerson Ferreira.

Substitute: Naraiana Poi Anglo.

Attorney: Naraiana Narcinva Camotim Timblo.

Substitute: Kessova Poi Cano.

Cashier: Antonio Jose Pinheiro.

Substitute: Roque Santana Fernandes.

P. S. Bhatnagar, Collector and D. C. A.

Panaji, 18th August, 1970.

Order

Shri Surendra Pondori Naique, cashier of the Managing Committee of the Comunidade of Nerul, is relieved at his request.

Shri Oscar Sebastian Valles, is appointed as cashier of the Managing Committee of the Comunidade of Nerul.

P. S. Bhatnagar, Collector and D. C. A.

Panaji, 19th August, 1970.

Law and Judicial Department

Notification

LD/4/8/68

In exercise of the powers conferred by sub-section (1) of Section 12 of the Criminal Procedure Code, 1908, as applicable to the Union Territory of Goa, Daman and Diu, the Lieutenant Governor of Goa, Daman and Diu hereby appoints Shri N. D. Vengurlekar, Mamlatdar, Margao as a Magistrate of the third class with immediate effect.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

M. S. Borkar, Under Secretary (Law).

Panaji, 18th August, 1970.

Agriculture Department

Notification

6-2/AGR-BND/69

Shri U. R. S. Pissurlencar, Assistant Engineer in the Bunds Committee, Panaji is hereby promoted and appointed

as officiating Assistant Executive Engineer, in the Bunds Committee (now reconstituted as the Soil Conservation Division) in the Directorate of Agriculture, Panaji in the pay scale of Rs. 400-400-450-30-600-35-670-EB-35-950 on regular basis with effect from 23rd July, 1970. His initial pay shall be fixed according to the rules in force.

This issues with the concurrence of the Union Public Service Commission, New Delhi vide their letter No. F.1/34(3)/69-AIS(A.IV); dated 23rd July, 1970.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. N. Dhumak, Under Secretary (Development).

Panaji, 14th August, 1970.

Notification

10-4/AGR-BND/69

Whereas (i) the Lieutenant Governor of Goa, Daman and Diu has provided a permanent fund of Rs. 50,000/- to the then Committee in charge of Conservation of Bunds, vide his order no. GS/63/137, dated 10-7-1963.

(ii) The said Committee had deposited the said permanent fund in the State Bank of India, Panaji.

(iii) The work of the said Committee has since been transferred to Irrigation and Hydraulics Division of Public Works Department with effect from 22-4-1967.

Now Therefore the Lieutenant Governor of Goa, Daman and Diu hereby directs that the Director of Agriculture, Government of Goa, Daman and Diu shall withdraw the said permanent fund of Rs. 50,000/- with interest, if any, from the State Bank of India, Panaji, under the head of account «Comissão Encarregada da Conservação de Valados» and credit the same in the Government treasury under the head of account «Deposits of Goa, Daman and Diu—Fundos Permanentes—Comissão Administrativa do Fundo Permanente da Comissão Encarregada da Conservação dos Valados».

By order and in the name of the Administrator of Goa, Daman and Diu.

S. N. Dhumak, Under Secretary (Development).

Panaji, 17th August, 1970.

Local Self Government Department

Order

LSG/280/SW/68

Read: Letter No. F-Goa/FCW-9/70-71/S.II dated 10-7-70 from State Social Welfare Advisory Board, Panaji.

The resignation tendered by Smt. Maya H. Prabhu, from the Chairmanship of the Functional Committee of Canacona Family and Child Welfare Project, has been accepted by Government with immediate effect.

Smt. Urmila Rajadhyaksh from Palolem Canacona, is hereby appointed as the Chairman of the said Functional Committee in place of Smt. Prabhu.

By order and in the name of the Administrator of Goa, Daman and Diu.

V. Sardessai, Under Secretary (Revenue).

Panaji, 18th August, 1970.

Planning Department

Notification

F.51-1/69/FYP(11)

In pursuance of Government of India, Planning Commission letter no. VSI/18(3)/70 dated 19th June, 1970, the entire area of this Territory, is hereby notified as the selected Districts qualified to receive concessions offered by financial institutions for the development of industries.

By order and in the name of the Administrator of Goa, Daman and Diu.

T. Kipgen, Development Commissioner.

Panaji, 21st August, 1970.

Labour and Information Department

Order

LC/26/MBA/70

The following Notification from Government of India, Ministry of Labour, Employment & Rehabilitation (Department of Labour & Employment), is hereby republished for the information of all concerned.

By order and in the name of the Administrator of Goa, Daman and Diu.

D. N. Barua, Secretary, Industries and Labour Department.

Panaji, 11th August 1970.

Dated 10th July, 1970

Notification

S.O.—In exercise of the powers conferred by Section 14 of the Maternity Benefit Act, 1961 (53 of 1961), the Central Government hereby appoints Shri Arjun Prasad Jayaswal, Welfare Organiser/Assistant Inspector Labour Welfare (Mines), as an Inspector for the purposes of the said Act in respect of all the Coal Mines in India.

(File No. 905(2)/70-HI)

Sd/-

DALJIT SINGH

Under Secretary.

Public Health Department

Order

V-2/69-GMC/8826

Dr. Ragadala Rajaram, a candidate selected by the Union Public Service Commission, is hereby temporarily appointed to the post of Associate Professor of Obstetrics and Gynaecology in the Goa Medical College with effect from 29-7-1970 (A.N.) on the terms and conditions contained in Government Memorandum No. V-2/69-GMC/8826, dated 20-6-1970.

His appointment is subject to the condition that there is no adverse report regarding his antecedents.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. R. Sawant, Under Secretary (Health).

Panaji, 17th August, 1970.